Docket No.: CTCH-P01-021

(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Letters Patent of:

Fink et al.

Patent No.: 7,131,945

Issued: November 7, 2006

For: OPTICALLY POWERED AND OPTICALLY

DATA-TRANSMITTING WIRELESS INTRAOCULAR PRESSURE SENSOR

DEVICE

REQUEST FOR CERTIFICATE OF CORRECTION PURSUANT TO 37 CFR 1.322

Attention: Certificate of Correction Branch

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Certificate

NOV 2 2 2006

or Correction

Dear Sir:

Upon reviewing the above-identified patent, Patentee noted a typographical error which should be corrected.

At page 1, under Inventors, Yu-Chong Tai and Ellis Meng should be deleted as a Petition Under 37 CFR 1.48 was duly filed with the USPTO on April 8, 2005, a copy of which is hereby submitted.

In the Claims:

In Claim 1, column 9, line 57, please correct "An wireless intraocular" to read -- A wireless intraocular --

Patent No.: 7,131,945 Docket No.: CTCH-P01-021

In Claim 17, column 10, line 46, please correct "An wireless intraocular" to read -- A wireless intraocular --

In Claim 37, column 12, line 26, please correct "places the pressure" to correctly read -- placing the pressure --

The error was the mistake of the Patent Office; accordingly no fee is required. The Petition to delete inventors Tai and Meng was recognized by the USPTO on April 11, 2005, as evidenced by the enclosed PTO-stamped return receipt postcard.

Transmitted herewith is a proposed Certificate of Correction effecting such amendment.

Patentee respectfully solicits the granting of the requested Certificate of Correction.

Applicants believe no fee is due with this request. However, if a fee is due, please charge our Deposit Account No. 18-1945, under Order No. CTCH-P01-021 from which the undersigned is authorized to draw.

Dated: 11/16/06

Respectfully submitted,

Edward A. Gordon, Esq.

Registration No.: 54,130

FISH & NEAVE IP GROUP, ROPES & GRAY

LLP

One International Place

Boston, Massachusetts 02110-2624

(617) 951-7000

(617) 951-7050 (Fax)

Attorneys/Agents For Applicant

UNITED STATES PATENT AND TRADEMARK OFFICE CERTIFICATE OF CORRECTION

Page 1 of 1

PATENT NO.

7,131,945

APPLICATION NO.

10/686,492

ISSUE DATE

November 7, 2006

INVENTOR(S)

Fink et al.

It is certified that an error appears or errors appear in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

At page 1, under Inventors, delete -- Yu-Chong Tai -- and -- Ellis Meng -

In Claim 1, column 9, line 57, please correct "An wireless intraocular" to read -- A wireless intraocular --

In Claim 17, column 10, line 46, please correct "An wireless intraocular" to read -- A wireless intraocular -

In Claim 37, column 12, line 26, please correct "places the pressure" to correctly read -placing the pressure --

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the U.S. Postal Service on the date shown below with sufficient postage as First Class Mail, in an envelope addressed to: Attention: Certificate of Correction Branch, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Signature:

MAILING ADDRESS OF SENDER (Please do not use customer number below): Edward A. Gordon, Esq. FISH & NEAVE IP GROUP, ROPES & GRAY LLP 1 One International Place Boston, Massachusetts 02110-2624

INOV 2 4 2006





Atty Dkt No.: CTCH-P01-021 OPTICALLY POWERED AND OPTICALLY DATA-TRANSMITTING WIRELESS INTRAOCULAR PRESSURE SENSOR DEVICE Filing Date: October 14, 10/686492 Fink et al Via: First Class Mail Application No.: nventor:

Fransmittal (1 page) **Documents Filed:**

Charge \$130.00 to Deposit Account No. 18-

Return receipt postcard

Processing Fee Transmittal (1 page), in

Petition Under 37 CFR 1.48(a) (2 pages)

Consent of Assignee (1 page)

Statement of Yu-Chong Tai (2 pages)

Statement of Ellis Meng (2 pages)

Declaration, executed (5 pages) EAG/ir Sender's Initials:

Date: April 8, 2005

Atty Dkt No.: CTCH-P01-021 Via: First Class Mail Inventor: Fink et al.

Title: -- OPTICALLY POWERED AND OPTICALLY DATA-TRANSMITTING WIRELESS-INTRAOCULAR PRESSURE SENSOR DEVICE Documents Filed: Transmittal (1 page)

Application No.:

Charge \$130.00 to Deposit Account No. 18--1945

APR 1 1 2005

Filing Date: October 14, 2003

Return receipt postcard.

Processing Fee Transmittal (1 page), in duplicate

Petition Under 37 CFR 1.48(a) (2 pages)

10/686492

Consent of Assignee (1 page)

Statement of Ellis Meng (2 pages) Ropes & Gray

Statement of Yu-Chong Tai (2 pages)

APR 1 5 2005

Declaration, executed (5 pages)

EAG/ir Intellectual Property 12001. April 8, 2005 Sender's Initials:

NOV 2 0 2006

TA TRADEMA

Atty Dkt No.: CTCH-P01-02 Filing Date: October 14, 2003 Fink et al Via: First Class Mail Application No.: nventor:

OPTICALLY POWERED AND OPTICALLY DATA-TRANSMITTING WIRELESS INTRAOCULAR PRESSURE SENSOR DEVICE

Processing Fee Transmittal (1 page), in

Transmittal (1 page

Documents Filed:

Charge \$130.00 to Deposit Account No. 18-1945

Return receipt postcard.

Consent of Assignee (1 page)

Petition Under 37 CFR 1.48(a) (2 pages)

Statement of Ellis Meng (2 pages)

Statement of Yu-Chong Tai (2 pages)

Declaration, executed (5 pages) EAG/jr Sender's Initials:

April 8, 2005

Via: First Class Mail Inventor: Fink et al. Application No.: 10/686492

Filing Date: October 14, 2003

Return receipt postcard

Title: OPTICALLY-POWERED AND OPTICALLY DATA-TRANSMITTING WIRELESS HYTRAOCULAR PRESSURE SENSOR DEVICE

Documents Filed: Transmittal (1 page)

Charge \$130.00 to Deposit Account No. 18--1945

Atty Dkt No.: CTCH-P01-021

APR 1 1 2005

Processing Fee Transmittal (1 page), in duplicate

Petition Under 37 CFR 1.48(a) (2 pages)

Consent of Assignee (1 page)

Statement of Ellis Meng (2 pages) Ropes & Gray

Statement of Yu-Chong Tai (2 pages)

APR 1 5 2005

Declaration, executed (5 pages)

Intellectual Property Dept. April 8, 2005 Sender's Initials: EAG/jr



PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. **Application Number** 10/686492 Filing Date **TRANSMITTAL** October 14, 2003 First Named Inventor **FORM** Wolfgang Fink Art Unit 3762 (to be used for all correspondence after initial filing) **Examiner Name** Not Yet Assigned Attorney Docket Number Total Number of Pages in This Submission 14 CTCH-P01-021 ENCLOSURES (Check all that apply) After Allowance Communication x Fee Transmittal Form Drawing(s)

		L	J	└── to TC
Fee Attached		Licensing-related Papers	1	Appeal Communication to Board of Appeals and Interferences
Amendme	nt/Reply	x Petition		Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
After	r Final	Petition to Convert to a Provisional Application		Proprietary Information
Affid	davits/declaration(s)	Power of Attorney, Revocation Change of Correspondence		Status Letter
Extension	of Time Request	Terminal Disclaimer		X Other Enclosure(s) (please Identify below):
Express At	bandonment Request	Request for Refund		Consent of Assignee; Statement of Ellis Meng; Statement of Yu-Chong
Information	n Disclosure Statement	CD, Number of CD(s)	Tai: Declaration	
Certified Control Document(Copy of Priority (s)	Landscape Table on	CD	
	lissing Parts/ Application	Remarks		
	ly to Missing Parts under FR 1.52 or 1.53			
		·		
	SIGNATU	URE OF APPLICANT, ATTOR	RNEY, OR	AGENT
Firm Name	ROPES & GRAY LLI	.P ,		
Signature	addor			
Printed name	Edward A. Gordon			
Date	April 8, 2005		Reg. No.	54,130

I hereby ce an envelop	rtify that this correspondence e addressed to: Commission	e is being deposited with ner for Patents, P.O. Box	the U.S. Postal Service with 1450, Alexandria, VA 2231	sufficient postage as First Class Mail, in 3-1450, on the date shown below.
Dated:	4/8/05	Signature:	rse Ryan	(Joanne Ryan)



NON 5 0 5008

PTO/SB/17i (11-04)

Approved for use through 7/31/2007. OMB 0651-0031

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erwork Reduction Act of 1995, no person are required to Under the

PROCESSING FEE Under 37 CFR 1.17(i) **TRANSMITTAL**

(Fees are subject to annual revision)

Send completed form to: Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

respond to a collection of information diffess it displays a valid CIMB control number					
Application Number	10/686492				
Filing Date	October 14, 2003				
First Named Inventor	Wolfgang Fink				
Art Unit	3762				
Examiner Name	Not Yet Assigned				
Attorney Docket Number	CTCH-P01-021				

if applicable. For transmittal of petition fees under 3	37 CFR 1.17(f),		
Payment of Fees (small entity amounts are No X The Commissioner is hereby authorized to			
x Processing fee under 37 CFR 1		Any deficiency of fees and credit of any overpayments	
Enclose a duplicative copy of this form fo			
Check in the amount of \$	is	enclosed.	
Payment by credit card (Form PTO-2038 of	or equivalent e	enclosed). Do not provide credit card information on this form.	
Processing Fees under 37 CFR 1.17(i): Fee S	\$130 F	ee Code 1808 for all,	
	E	xcept for §1.221 papers (Fee Code 1803)	
by §1.63, except in provisional applications § 1.48 – for correcting inventorship, except in provision § 1.52(d) – for processing a nonprovisional application § 1.53(b)(3) – to convert a provisional application filed § 1.55 – for entry of late priority papers. § 1.99(e) – for processing a belated submission under § 1.103(b) – for requesting limited suspension of action § 1.103(c) - for requesting deferred examination of an § 1.217 – for processing a redacted copy of a paper su the patent application publication. § 1.221 – for requesting voluntary publication or republ § 1.291(c)(5) - for processing a second or subsequent	tor or inventors at s. nal applications. If filed with a spec under § 1.53(c) in § 1.99. In continued prosa, request for contapplication. Jubritted in the file lication of an approtest by the sa o 35 U.S.C. 371(c)	ification in a language other than English. Into a nonprovisional application under §1.53(b). Secution application (§ 1.53(d)). Itinued examination (§ 1.114). Itinued examination in which a redacted copy was submitted for each application. Fee Code 1803 Inter real party in interest. Itinued examing an inventive entity different from the inventive	
April 8, 2005			
Signature		Date	
Edward A. Gordon		54,130	
Typed or printed name		Registration No., if applicable	
•			

I hereby certify that this correspondence is an envelope addressed to: _Commissione			
Dated: 4/8/05	Signature:	Rejan	(Joanne Ryan)

NOV 2 0 2006



Service with sufficient postage as First Class Mail, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

date shown below.

ignature: (Joanne Ryan

Docket No.: CTCH-P01-021

(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Fink et al.

Application No.: 10/686492

Confirmation No.: 3542

Filed: October 14, 2003

Art Unit: 3762

For: OPTICALLY POWERED AND OPTICALLY

DATA-TRNSMITTING WIRELESS INTRAOCULAR PRESSURE SENSOR

DEVICE

Examiner: Not Yet Assigned

PETITION UNDER 37 C.F.R. 1.48(a)

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

Applicants respectfully request that Yu-Chong Tai and Ellis Meng be removed inventors from the above-identified application.

REMARKS

This petition is submitted in accordance with 37 C.F.R. 1.48 (a) to convert the above-identified application from an application of Wolfgang Fink, Eui-Hyeok Yang, Yoshi Hishinuma, Choonsup Lee, Thomas George, Yu-Chong Tai, Ellis Meng, and Mark Humayun to an application of Wolfgang Fink, Eui-Hyeok Yang, Yoshi Hishinuma, Choonsup Lee, Thomas George, and Mark Humayun. These six individuals are the actual inventors of the invention described and presently claimed in the application.



Docket No.: CTCH-P01-021 Application No.: 10/686492

ATTACHMENTS

Accompanying this petition are

- a statement by Yu-Chong Tai, establishing that the error of his inclusion as an (a) inventor occurred without deceptive intent,
- a statement by Ellis Meng, establishing that the error of his inclusion as an (b) inventor occurred without deceptive intent,
- a declaration by remaining inventors establishing that they are the true inventors (c) of the claimed subject matter, and
- (d) a statement by the assignee, California Institute of Technology, establishing consent to amend the inventorship in this application.

CONCLUSION

Applicants request that the petition fee in the amount of \$130.00 be charged to Deposit Account No. 18-1945, under Order No. CTCH-P01-021 from which the undersigned is authorized to draw.

By

Dated: April 8, 2005

Respectfully submitted,

Edward A. Gordon

Registration No.: 54,130

ROPES & GRAY LLP

One International Place

Boston, Massachusetts 02110-2624

(617) 951-7000

(617) 951-7050 (Fax)

Attorneys/Agents For Applicant





IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Fink, et al.

Application No: 10/686,492

Filed: October 14, 2003

Optically Powered and Optically For:

Data-Transmitting Wireless

Intraocular pressure Sensor Device

Commissioner for Patents Washington, D.C. 20231

Attorney Document No. CTCH-P01-021

Art Unit:

3762

Examiner: Not Yet Assigned

Consent of Assignee

Sir:

Assignee, California Institute of Technology, a non-profit organization with offices at 1200 East California Boulevard, Pasadena, CA 91125, hereby consents to Petitioner/Inventor's request to amend the inventorship under 37 C.F.R. §1.48(a) to delete Yu-Chong Tai and Ellis Meng as inventors in the present application.

Respectfully submitted,

California Institute of Technology

Name: Adam Cochran

Title: The Intellectual Property Counsel

Date: August 02, 2004





IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of:

Fink, et al.

Serial No: 10/686,492

Filed:

October 14, 2003

For:

Optically Powered and Optically

Data-Transmitting Wireless

Intraocular Pressure Sensor Device

Attorney Docket No. CTCH-P01-021

Art Unit:

3762

Examiner:

Not Yet Assigned

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

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Date of Signature and of Mail Deposit

Commissioner for Patents

PO Box 1450

Alexandria, VA 22313-1450

STATEMENT OF ELLIS MENG

Sir:

- I, Ellis Meng residing at 1170 East Del Mar Boulevard, Pasadena, CA, hereby state that:
- 1. I was inadvertently listed as an inventor in the above-identified application, hereinafter called the "referenced application."
- 2. The referenced application was filed as an application of Wolfgang Fink, Eui-Hyeok Yang, Yoshi Hishinuma, Choonsup Lee, Thomas George, Yu-Chong Tai, Ellis Meng, and Mark Humayun.
- 3. The inadvertent inclusion of my name as an inventor occurred without any deceptive intent.

1 1 2 2 200

The undersigned declares further that all statements made herein of his own knowledge are true and all statements made on information and beliefs are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application of any patent issuing thereon.

3-11-05 Date:_____

Ellis Meng



N THE UNITED STATES PATENT AND TRADEMARK OFFICE

olication of:

Fink, et al.

Serial No: 10/686,492

Filed:

October 14, 2003

For:

Optically Powered and Optically

Data-Transmitting Wireless

Intraocular Pressure Sensor Device

Attorney Docket No. CTCH-P01-021

Art Unit:

3762

Examiner:

Not Yet Assigned

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450, on the date shown below:

Date of Signature and of Mail Deposit

Commissioner for Patents

PO Box 1450

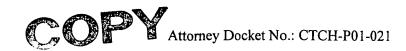
Alexandria, VA 22313-1450

STATEMENT OF YU-CHONG TAI

Sir:

that:

- I, Yu-Chong Tai residing at 3191 East California Boulevard, Pasadena, CA, hereby state
- 1. I was inadvertently listed as an inventor in the above-identified application, hereinafter called the "referenced application."
- 2. The referenced application was filed as an application of Wolfgang Fink, Eui-Hyeok Yang, Yoshi Hishinuma, Choonsup Lee, Thomas George, Yu-Chong Tai, Ellis Meng, and Mark Humayun.
- 3. The inadvertent inclusion of my name as an inventor occurred without any deceptive intent.



The undersigned declares further that all statements made herein of his own knowledge are true and all statements made on information and beliefs are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application of any patent issuing thereon.

Date: March 29, 2005

Yu-Chong Tai



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

DECLARATION FOR PATENT APPLICATION



As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

OPTICALLY POWERED AND OPTICALLY DATA-TRNSMITTING WIRELESS INTRAOCULAR PRESSURE SENSOR DEVICE

the specification of which was filed on October 14, 2003 as Application No. 10/686492.

In the event that the filing date and/or Application No. are not entered above at the time I execute this document, and if such information is deemed necessary, I hereby authorize and request my attorneys/agent(s) at Ropes & Gray LLP, One International Place, Boston, Massachusetts 02110-2624, to insert above the filing date and/or Application No. of said application.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by an amendment, if any, specifically referred to herein.

I acknowledge the duty to disclose all information known to me that is material to patentability in accordance with Title 37, Code of Federal Regulations, § 1.56.

FOREIGN PRIORITY CLAIM

I hereby claim foreign priority benefits under Title 35, United States Code § 119(a)-(d) of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

x no such foreign applications have been filed	
such foreign application have been filed as follows:	

EARLIEST FOREIGN APPLICATION(S), IF ANY FILED WITHIN 12 MONTHS (6 MONTHS FOR DESIGN) PRIOR TO THIS U.S. APPLICATION

Application Number	Country	Date of Filing	Priority Claimed Under 35 USC 119
			Yes No
			Yes No
			Yes No

ALL FOREIGN APPLICATION(S), IF ANY FILED MORE THAN 12 MONTHS (6 MONTHS FOR DESIGN) PRIOR TO THIS U.S. APPLICATION

Application Number	Country	Date of Filing		

CLAIM FOR BENEFIT OF EARLIER U.S. PROVISIONAL APPLICATIONS

I hereby claim priority benefits under Title 35, United States Code §119(e), of any Unit	ed
States provisional patent application(s) listed below:	

- 1							
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	iio sacii	0.0.	provisional	applications	IIa v C	OCCII	mileu.

Application Number	Date of Filing	Priority Claimed Under 35 USC 119
60/419,014	October 16, 2002	x Yes No
60/446,403	February 11, 2003	x Yes No
		Yes No

CLAIM FOR BENEFIT OF EARLIER U.S./PCT APPLICATION(S)

I hereby claim the benefit under Title 35, United States Code, §120 of the United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose all information that is material to patentability in accordance with Title 37, Code of Federal Regulations, §1.56 which became available to me between the filing date of the prior application and the national or PCT international filing date of this application:

such U.S./PCT appli	COPY		
Application Number	Relationship	Parent Application	Date of Filing

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

I hereby appoint:

All practitioners at Customer Number 28120

all of Ropes & Gray LLP, One International Place, Boston, Massachusetts 02110-2624, jointly, and each of them severally, my attorneys at law/patent agent(s), with full power of substitution, delegation and revocation, to prosecute this application, to make alterations and amendments therein, to receive the patent, and to transact all business in the U. S. Patent and Trademark Office connected therewith.

Please mail all correspondence to Matthew P. Vincent, whose address is:

Ropes & Gray LLP
One International Place
Boston, Massachusetts 02110-2624

Please direct telephone calls to: Matthew P. Vincent at (617) 951-7739.

Please direct facsimiles to: (617) 951-7050

MIN 2 A 2006

	OIF DOCKOLING,, C1 C11-1 01-021
Full name of sole or first inventor	
Wolfgang Fink	
Sole or first inventor's signature	Date
Molgany Wind	07/14/2004
Residence	
Montrose, California	
Citizenship Germany	
Mailing Address	
2223 Montrose Avenue, #1	
Montrose, California 91020	
L	
Full name of second inventor, if any	
Fui-Hyenk Vang	

Full name of second inventor, if any	
Eui-Hyeok Yang	
Second inventor's signature	Date 6 \$ / 0 / > = 0 4.
Residence	
Stevenson Ranch, California	
Citizenship Korea, Republic of	
Mailing Address	
25507 Crockett Lane Stevenson Ranch, California 91381	

Full name of third inventor, if any	
Yoshi Hishinuma	
Third inventor's signature	Date
Gli 76 Som	1/14/2004
Residence	
Arcadia, California	
Citizenship Japan	
Mailing Address	
1012 S. Golden West Avenue #A Arcadia, 91007	

Full name of fourth inventor, if any		
Choonsup Lee		
Fourth inventor's signature	Date	
	7/14/2004	
Residence		
Pasadena, California		
Citizenship Korea, Republic of		
Mailing Address		
680 Marengo #1 Pasadena, California 91006		

NOV 2 4 2006

Full name of fifth inventor, if any Thomas George Fifth invertor's signature Residence La Canada Flintridge, California Citizenship Mailing Address 4843 Carmel Road La Canada Flintridge, California 91011 Full name of sixth inventor, if any Mark Humayun Sixth inventor's signature Residence Glendale, California Citizenship US Mailing Address 2757 Sleepy Hollow Place Glendale, California 91206 Full name of seventh inventor, if any Date Seventh inventor's signature Residence Citizenship Mailing Address Full name of eighth inventor, if any Date Eighth inventor's signature Residence Citizenship Mailing Address

NOV 2 4 2006